

1 ROBERT TASHJIAN (Cal. Bar No. 191007)  
tashjianr@sec.gov  
2 THOMAS J. EME (Illinois Bar. No. 6224870)  
emet@sec.gov

3 Attorneys for Plaintiff  
4 SECURITIES AND EXCHANGE COMMISSION  
44 Montgomery Street, 26th Floor  
5 San Francisco, California 94104  
Telephone: (415) 705-2500  
6 Facsimile: (415) 705-2501

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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

11 SECURITIES AND EXCHANGE COMMISSION,

12 Plaintiff,

13 v.

14 PETER C. SON, JIN K. CHUNG,  
SNC ASSET MANAGEMENT, INC., and  
15 SNC INVESTMENTS, INC.,

16 Defendants.

Case No. CV-09-2554 MMC

PLAINTIFF'S MOTION FOR  
EXTENSION OF TIME TO  
SERVE DEFENDANT JIN K.  
CHUNG

**MOTION FOR EXTENSION OF TIME**

Plaintiff Securities and Exchange Commission (the “Commission”) filed this case in June 2009, alleging that defendant Jin K. Chung (“Chung”) and others operated a Ponzi scheme that defrauded hundreds of investors out of more than \$80 million. The remaining defendants, Peter Son, SNC Asset Management, Inc., and SNC Investments, Inc., waived service of the summons and complaint. *See* Docket Nos. 16-18. These other defendants have stipulated to a preliminary injunction entered by the Court. *See* Docket Nos. 23, 26.

The Commission believes that Chung has been residing in the Republic of Korea (*i.e.*, South Korea) since the filing of this case. *See* Decl. of Thomas J. Eme in Supp. of Mot. for Extension of Time to Serve Defendant Jin K. Chung (the “Eme Decl.”) ¶ 2. Counsel has attempted to deliver notice of this lawsuit to Chung in South Korea and serve him there with the summons and complaint. *Id.* ¶¶ 2-6. To date, these attempts have been unsuccessful. Although Chung may be aware of the Commission’s suit against him, he has not contacted the Commission. *Id.* ¶ 10.

The United States and the South Korea are signatories to the Convention on Service Abroad of Judicial and Extrajudicial Documents in Civil or Commercial Matters, known as the “Hague Convention.” *See* Eme Decl. ¶ 7. To effect formal service of the summons and complaint on Chung in South Korea, the Commission intends to follow Hague Convention procedures.

The Commission recently obtained a new address for Chung in South Korea. Eme Decl. ¶ 6. Using this address, counsel re-initiated the process of serving Chung under the Hague Convention on December 7, 2009. *Id.* This process may take four to six months to complete. *Id.* ¶ 7.

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1       The Court previously set December 28, 2009, as the deadline for the Commission to  
2 serve Chung. *See* Minute Order dated Sept. 25, 2009 (Docket No. 38). The Commission  
3 believes that an extension of time is warranted given the necessity to serve Chung in a foreign  
4 country and the time required to complete the Hague Convention process. Based on the  
5 foregoing, pursuant to Rule 6-3 of the Court's Local Rules, the Commission requests that the  
6 Court extend the deadline to serve Chung to March 31, 2010.

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8 DATED: December 18, 2009

Respectfully submitted,

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11 /s/ Robert L. Tashjian

12 ROBERT L. TASHJIAN

13 Attorney for Plaintiff  
14 SECURITIES AND EXCHANGE  
15 COMMISSION  
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